



General Assembly

February Session, 2010

Raised Bill No. 5536

LCO No. 2472

02472_____JUD

Referred to Committee on Judiciary

Introduced by:
(JUD)

AN ACT CONCERNING THE DRAM SHOP ACT.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 30-102 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2010*):

3 If any person, by such person or such person's agent, sells any
4 alcoholic liquor to an intoxicated person, and such purchaser, in
5 consequence of such intoxication, thereafter injures the person or
6 property of another, such seller shall pay just damages to the person
7 injured, up to the amount of two hundred fifty thousand dollars, or to
8 persons injured in consequence of such intoxication up to an aggregate
9 amount of two hundred fifty thousand dollars, to be recovered in an
10 action under this section, provided the aggrieved person or persons
11 shall give written notice to such seller of such person's or persons'
12 intention to bring an action under this section. Such notice shall be
13 given (1) within one hundred twenty days of the occurrence of such
14 injury to person or property, or (2) in the case of the death or
15 incapacity of any aggrieved person, within one hundred eighty days of
16 the occurrence of such injury to person or property. Such notice shall

17 specify the time, the date and the person to whom such sale was made,
18 the name and address of the person injured or whose property was
19 damaged, and the time, date and place where the injury to person or
20 property occurred. No action under the provisions of this section shall
21 be brought but within one year from the date of the act or omission
22 complained of. Such injured person shall have no cause of action
23 against such seller for negligence in the sale of alcoholic liquor to a
24 person twenty-one years of age or older. For the purposes of this
25 section, "sells" means to purvey or furnish directly to a person.

This act shall take effect as follows and shall amend the following sections:		
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Section 1	<i>October 1, 2010</i>	30-102
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Statement of Purpose:

To limit dram shop liability to situations where the seller purveys or furnishes alcoholic liquor directly to an intoxicated person.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]